

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

)  
Gene M. Hogate, Jr., Trustee for the )  
Heirs and Next-of-Kin of Gene M. )  
Hogate, Sr., Decedent, )  
  )  
Plaintiff,                          )  
  )  
v.                                     )    Civil Action No. 09-cv-03511(PAM/JSM)  
  )  
CITGO Petroleum Corporation,      )  
Stepan Company, Westlake         )  
Petrochemical Corporation, and    )  
Tauber Petrochemical Company,     )  
  )  
Defendants.                        )

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**ORDER**

Based on the Stipulation for Dismissal with prejudice entered into by the parties hereto [filed as ECF Doc. No. 80], the above-captioned matter is hereby dismissed against Defendant Tauber Petrochemical Co (improperly captioned “Tauber Petrochemical Company”) with prejudice and without costs, fees or disbursements to either party.

By the Court:

Dated: September 27, 2010

s/Paul A. Magnuson  
Honorable Paul A. Magnuson  
United States District Court Judge